

PRICE \$2. PER MONTH

NEW ADVERTISEMENTS

TO-NIGHT! TO-NIGHT!!

THEATRE ROYAL HONGKONG.

THIS (SATURDAY) EVENING.
(the 22nd February, 1890,
and on
TUESDAY, 25th February,
and following nights.
FOR A 'SHORT SEASON' ONLY.

WITH A CHANGE OF PROGRAMME EVERY
EVENING.

Dress Circle and Stalls \$2
Second Seats \$1

Plan and Tickets at Messrs. KELLY &
WALSH, LIMITED, or at the Theatre upon
Evenings of Concerts.

Doors open 8.30. Concerts 9. Chairs 11 p.m.

TO-NIGHT! TO-NIGHT!!

THE FISK JUBILEE SINGERS!

Hongkong, 22nd February, 1890. 463

WANTED.

A SITUATION as STORE or TIME
KEEPER in large Firm or Company
in China. Exceptional references can be given
for strictest sobriety and character for a number

Please address (in first instance)
STOREKEEPER.
 Care of Office of this Paper.
 Hongkong, 22nd February, 1880. 14-4

AWARDED GOLD MEDAL LIVERPOOL
INTERNATIONAL EXHIBITION,
1886.

ENGLISH MANUFACTURED
T O B A C C O S.

RICHMOND CAVENDISH COMPANY,
LIMITED,
LIVERPOOL.

SPECIAL BRANDS—
 "PIONEER" GOLDEN FLAKE CUT.
 "RICHMOND" SMOKING "TEXTURE"
 SUPERFINE BIRD'S EYE.
 "GOLDEN BROWN" FINE CUT
 BRIGHT & BLACK PLUG CAVENDISH
 in all Usual Sizes.

PRICE LISTS ON APPLICATION.
 ESTABLISHED A QUARTER OF A CENTURY.

DOUGLAS STEAMSHIP COMPANY,
LIMITED.

FOR SWATOW, AMOY, AND TAMSUI.
THE Company's Steamship

"FOKLEN."

Captain Lewis, will be dispatched for the above Ports TO-MORROW the 3rd inst., at DAYLIGHT, on the previously advertised.

For freight or passage apply to
DOUGLAS, LAFFRANK & Co.
General Managers.

Hongkong, 2 at February, 1890.

DOUGLAS STEAMSHIP COMPANY
LIMITED.

FOR SWATOW, AMOY, AND FOCHOW.
THE Company's Steamship

"HAI-TAN."

Captain S. Ashton, will be dispatched for the

above Ports on **TUESDAY**, the 25th inst. a
DAILY.
For Freight or Passage, apply to
DOUGLAS LAIRRAK & Co.,
General Managers.
Hongkong, 21st February, 1890.
COMPAGNIE DES MESSAGERIES
MARITIMES
PAQUEBOTS POSTE FRANÇAISE
FOR SHANGHAI, KOBE AND
YOKOHAMA.
The Company's Steamer
"DJEM AH,"
will be despatched for the above Ports
about FRIDAY, the 22nd instant
G. LE CHAMBERLAIN
Agent.
Hongkong, 22nd February, 1890.

Are represented in China by
Messrs. SHIMAZU & Co. Ltd.
IANS, CRAWFORD & Co. & by
" B. E. RETZKE & Co. in Japan."
Subjoined are some of the Items consigned
to these well-known Shippers.

SPIRITS.
COGNAC—Their popular "4 Star quality and
best—No better shipped."
COGNAC—Their well-known "2 Star" quality.

SCOTCH WHISKY.
See Separate Advertisement.

IRISH WHISKY.
The Best—Only one quality consigned.

PORT—"INVALIDS."
Invalids in particular are recommended to select
this Wine. See special Advertisement.

SHERRY.

For Connoisseurs the following Wines have their own distinctive merits—

The "INVALID" pale, delicate, dries favor
"AMOROSO," a Stout Wine, very popular
"MARAZZITA," a stout wine, for sparkling Wine
"SHERBET—WHITE SEAL," a special favorite
China, very delicate and soft.


CLARET.

Perfectly pure Bordeaux, not loaded to please
vinted palates.

MOUTON in quarts and pints.
LAFON in quarts and pints.
St. ESTEVE in quarts and pints.
MARCAUX-MEDOC in quarts and pints.

LIQUEUR.

GENESEE'S LIQUEUR, the "Constancy."
C. F. & Co. are the Sole Consignors of the
world wide known LIQUEUR.
For Prices apply to either of the above Firms


GOVERNMENT NOTIFICATION.

THE GOVERNMENT, CENTRAL SCHOOL FOR GIRLS, under the superintendence of Miss MIRANDA, will be Open, for Girls of all nationalities, on March next, at No. 48, Hollywood Road.

Instruction will be given in English (in which a fee of half a dollar a month will be charged), also in Chinese and in needlework. For particulars and entrance examination, application may be made to the INSPECTOR OF SCHOOLS, or, after 24th instant, at the School to the HEADMISTRESS.

By Command, F. FLEMING,
Colonial Secretary.

Colonial Secretary's Office,
Hongkong, 15th February, 1890.

INTIMATIONS.

DINNEFORD'S FLUID MAGNESIA.
The Best Remedy for Acidity of the Stomach
DINNEFORD'S FLUID MAGNESIA.
For Heartburn and Headache.
For Constipation and Indigestion.
DINNEFORD'S FLUID MAGNESIA.
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For Heartburn and Headache.
For Constipation and Indigestion.

WINE AND SPIRITS.

A. S. WATSON & CO., LIMITED.
(INCORPORATED IN HONGKONG.)
We invite attention to the following old brandy and wine, all of which are of excellent quality and good value for the money.
The brand being specially selected by our London House, and bought direct from the most famous vineyards, and imported in wood and bottled by ourselves, thus enabling us to supply the best goods at moderate prices.
In ordering it is only necessary to state the name and quantity of wine or spirit wanted, and initial letter for quality desired.
Orders through Local Post or by Telegram receive prompt attention.
PORTS. (For Invalids and general use.)
Per Case. Per Bottle.
A. Alto Donato, good quality, 12 1.10
B. Vintage, superior quality, 12 1.10
C. Fine Old Vintage, superior quality, Black Seal, 12 1.25
D. Very Superior Old Vintage, extra, superior, Black Seal, 12 1.50
SHERRIES.
A. Delicate Fine Dry, dinner wine, Green Seal, 6 0.60
B. Superior Fine Dry, dinner wine, Green Seal, 6 0.75
C. Malmsey, Fine Dry, Natural Sherry, White Seal, 10 1.60
D. Superior Old Dry, Natural Sherry, Red Seal, 10 1.00
E. Very Superior Old Dry, Natural Sherry, White Seal, 12 1.10
F. Extra Superior Old Dry, Very fine, Black Seal, 12 1.25
CLARETS.
A. Superior Breakfast Claret, 12 1.10
B. St. Raphael, Red Claret, 12 1.10
C. St. Raphael, White Claret, 12 1.10
D. La Rose, 12 1.10
BRANDY.
A. Hennessy's Old Pale, Red Seal, 12 1.10
B. Superior Very Old Cognac, Red Seal, 12 1.10
C. Very Old Cognac, Red Seal, 12 1.10
D. Hennessy's Finest Very Old Cognac, 1872, 12 2.00
SCOTCH WHISKY.
A. The Black & White, 12 0.75
B. Watson's Glenorchy, 12 0.75
C. Watson's Glenorchy, 12 0.75
D. Watson's Glenorchy, 12 0.75
E. Watson's Glenorchy, 12 0.75
F. Watson's Glenorchy, 12 0.75
G. Watson's Glenorchy, 12 0.75
H. Watson's Glenorchy, 12 0.75
I. Watson's Glenorchy, 12 0.75
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T. Watson's Glenorchy, 12 0.75
U. Watson's Glenorchy, 12 0.75
V. Watson's Glenorchy, 12 0.75
W. Watson's Glenorchy, 12 0.75
X. Watson's Glenorchy, 12 0.75
Y. Watson's Glenorchy, 12 0.75
Z. Watson's Glenorchy, 12 0.75

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W. Watson's Glenorchy, 12 0.75
X. Watson's Glenorchy, 12 0.75
Y. Watson's Glenorchy, 12 0.75
Z. Watson's Glenorchy, 12 0.75

GIN.

A. Fine Old Tom, White Seal, 12 0.40
B. Fine Unseasoned, White Seal, 12 0.40
C. Fine A. V. H. Geneva, 12 0.50

RUM.

A. Fine Old Jamaica, 12 1.00
B. Good Lard Island, 12 1.00

LIQUORS.

A. Benedictine, 12 1.00
B. Benedictine, 12 1.00
C. Benedictine, 12 1.00
D. Benedictine, 12 1.00
E. Benedictine, 12 1.00
F. Benedictine, 12 1.00
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Y. Benedictine, 12 1.00
Z. Benedictine, 12 1.00

THE DAILY PRESS.

HONGKONG, FEBRUARY 22ND, 1900.

In the Supreme Court a few days ago an case of alleged embezzlement by a shroff was tried. The accused appears to have admitted making use of his employer's money for his own purposes, but he was nevertheless acquitted, on a ruling of his Lordship that because it is a custom of shroffs to use money they have collected for their employers, to do so does not constitute the crime of embezzlement. The ruling is a most remarkable one, and opens a wide door for dishonesty. The prosecutor in the case in question did not wish to press the charge. It is unnecessary to inquire into his reasons. The simple question before the Court was one of right or wrong, and the Judge decided that it is not wrong for a servant to use his employer's money. However astounding this may be, it is what his Lordship's remarks amount to. The complainant, who, as already stated, did not wish to press the charge, said in reply to the questions by the Judge that "it was not unusual for shroffs to make a temporary use of the money collected. It was the usual Chinese custom. For a shroff to make use of the money for temporary purposes was not a breach in itself of his position." His Lordship thereupon said:—"The question was, considering the evidence of the complainant as to the custom amongst the Chinese, was there at the time this money was taken any felonious intent? The money had all been accounted for. There was no falsification of accounts nor was the usual evidence of fraud, concealment, shown." The Acting Attorney-General said it was his Lordship's opinion he would not press the case, and the jury, by direction of the court, found the prisoner not guilty. From this it follows that if a servant is sent to collect a bill and on his way back turns into a gambling house and loses the money, provided he makes a clean breast of it and does not practice concealment or falsify the accounts, he cannot be held to have committed any criminal offence.

has collected when called upon must be held in reason, if not in law, to have been collected. But the Acting Chief Justice's ruling is, we think, contrary to law as it is to reason. In the first place, can a custom in favour of a prisoner be established by the sole evidence of an unwilling prosecutor? That shroffs do wrongfully use the money in their hands is a matter of common knowledge, but if the evidence of any number of their employers were called it would be found that the custom is not mentioned on their side, but that, on the contrary, various methods are devised to check it. The requisites to make a particular custom good, as we learn from the law books, are these:—(1) It must have been used so long that the memory of man runs not to the contrary; (2) it must have been continued; and (3) peaceable; also (4) reasonable; and (5) certain; (6) compulsory; and not left to the option of every person, whether he will use it or not; and (7) consistent with each other, one custom cannot be set up in opposition to another. Here we have a custom set up which so far from being reasonable and certain is opposed to common honesty and would be denied, we believe, by the employer of almost every shroff in the Colony. Shroffs are usually secured, but if they are to be held exempt from the operations of the criminal law, if they may appropriate their employer's money with impunity (always provided they comply with the Acting Chief Justice's condition of not falsifying the accounts and not practising concealment after they are found out)—if this is to be the state of affairs we should imagine it will be rather difficult for shroffs to find persons willing to secure them in future. A shroff when using his employer's money for his own purposes of course intends to return it, just as a shop boy may borrow money from the till to bet on horse races with, intending to return it if he wins, but if the latter is discovered before he has been able to so return it he is held guilty of stealing. We cannot see the distinction between this case and that of a shroff who uses his employer's money, whether for gambling or other purposes. The money may possibly be recovered from the security, but that does not alter the criminality of the shroff's misappropriation.

There will be a game of Polo on the Racecourse at 4.45 p.m. to-day.

It is announced that a Netherlands Company has purchased the White Star steamer *Arcturion* for their Rotterdam and New York service.

No Eastern mail was received at San Francisco during the week previous to the sailing of the P. M. steamer *City of Peking*, owing to snow blockade.

A "pick-up" cricket match will be played to-day, commencing at eleven o'clock sharp. All wishing to play are requested to be on the ground at that hour.

The Agent informs us that the *Silk ex O. & O. steamer Calcutta*, home 18th ultimo and from Yokohama 28th ultimo, were delivered at New York on the 14th instant.

The body of a European found floating in the harbour by the Police has been identified as that of John M. M., an unemployed seaman, lately residing in the Salter's House.

The General Managers (Messrs. Jardine, Matheson & Co.) inform us that the *Indo-China steamer Kaituma*, from Calcutta, left Singapore at noon on the 18th inst. for this port.

The Agent informs us that the *O. & S. steamer Comanche*, with 1,000 tons, has arrived at Yokohama, and will leave for this port at 5 p.m. to-day.

Mr. E. J. Auldroy, who has been appointed the corresponding Secretary in Hongkong of the Royal Colonial Institute, informs us that he has been appointed to reside in the "Salter's Lodge" which would be deemed necessary for the new site.

The acquisition of a site on the proposed reclamation in front of the Cricket Ground for a new house for the Hongkong Club is under consideration. The removal of the Club from its present position would indeed be a changing of old landmarks.

The Exchequer Court at Ottawa has decided in favour of the *May & Co. Importers of New York, v. The Queen*, the point being whether tea from Japan for transportation to Canada, stored in bond in New York till a certificate is issued in Canada, are liable for duty. The decision is in favour of the Queen, and the tea is held to be really imported from the United States, while the importers contended that they were direct importations. The court held to the latter view.

The local agent of the Straits Fire Insurance Company, Limited, has received a telegram from the Home Office stating that the report for 1899, which has just been received, commends a second and final dividend on the 18th account of 24 per cent. and an interim dividend of 4 per cent. on the 1899 account. The dividend is to be paid on the 18th inst. to the shareholders, and the balance of the year's account to £171,335, and the losses to £30,590, and the balance of working account to £119,818.

Now is the winter of Frodo's discontent. Not only is the tea trade declining year by year, but the community also, to such an extent, as we gather from the correspondence in the local press, have been so much discontented that a shroff has been taken up by a cricket match, while several attempts that have been made by the "Gladstone Dramatic Society" to put on small plays on the stage have proved unsuccessful. Without business and without amusement "Old Frodo" must indeed be a dull fellow.

A somewhat singular incident took place the other day in the United States Consular Court in Yokohama. During the hearing of a charge brought against various citizens who were gathered from the United States to the Consular Court, a member of the audience presumed to yawn. Small fry, such as reporters and other people, have been rebuked for yawning in Court, but we have never before seen a yawn rebuked on the occasion now under notice. Mr. G. A. Watson, the Consul, observed some yawning in Court. This allegation was made by a person who was sitting in the audience, and he was rebuked for it. Mr. G. A. Watson, the Consul, observed some yawning in Court. This allegation was made by a person who was sitting in the audience, and he was rebuked for it.

February 11th has passed, the date fixed by Count Okuma for the enforcement of the new Japanese treaty with the United States, Germany, and Russia, and there are no signs of its being enforced. The Shogun's Government considers that this may be taken as proof that Count Yamagata's Cabinet propose to amend the treaty, and says the negotiations are consequently suspended. What is the nature of the proposed amendment? It is not known, but it is presumed that the new treaty will be more favourable to the Japanese than the old one. The Japanese Government is in a difficult position. It is in a difficult position. It is in a difficult position.

The New York Herald of the 28th December, 1899, reports the arrival of the ship *Ship Two*, from Yokohama, on the 28th inst. The ship was loaded with goods, and the cargo was unloaded at the Custom House. The ship was loaded with goods, and the cargo was unloaded at the Custom House.

At St. John's Cathedral, on Monday afternoon, at 4.45 p.m., Mr. Sangster will give an organ recital, of which the following is the programme:—
Prelude and Fugue (D. Minor)..... Bach.
Andante..... Chopin.
Sole-He shall feed His flock..... Handel.
Sole-Come unto Him..... Handel.
Cajus Andante (Mrs. H. H. H.)..... Rossini.
Trio-La Caccia..... Rossini.
The "Havens are telling"..... Haydn.

The San Francisco Chronicle of the 22nd inst. says:—Mr. Dr. A. S. Van Dyke, a missionary of America, China, for seven years past, arrived here yesterday, accompanied by his family. Dr. Van Dyke says America is one of the best places in the world to live in. He is a missionary of America, China, for seven years past, arrived here yesterday, accompanied by his family.

Some three hundred houses along the Tokaido between Kanagawa and Yokohama were destroyed by fire on the 18th inst. The fire was caused by a powerful southerly gale the flames advanced rapidly in the direction of Kanagawa, while at the same time the fire in the city of Yokohama was spreading in all directions. The fire was caused by a powerful southerly gale the flames advanced rapidly in the direction of Kanagawa, while at the same time the fire in the city of Yokohama was spreading in all directions.

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SUPREME COURT.

21st February.
In Summary Jurisdiction.
BROOKS M. A. G. WISE, ACTING JUSTICE.
FRANK SUTHER, v. J. A. DREW.
This was a claim for \$400 for money lent. Mr. Webb was the plaintiff, the defendant did not appear.
The plaintiff, editor and proprietor of the *London Telegraph*, said that on the 12th November last he lent the defendant \$400, for which he received the memorandum produced. He had made application for repayment several times, but the defendant had refused to pay. Judgment for plaintiff with costs.

POLICE COURT.

21st February.
BROOKS M. A. G. WISE, ACTING JUSTICE.
UNREGISTERED BROTHEL.
Chang Apat, was charged with keeping an unregistered brothel at 45, Station Street, on the 20th inst.
Inspector Horton "proved" the case and his Worship imposed a fine of \$25.
A YOUNG THIEF.
Lan Aun and Yan Aun were charged with stealing a silver bangle from the arm of a Portuguese child, aged 18 months, in Bridge Street, on the 20th inst.
A Chinese man gave evidence of the theft, and to calling the attention of a Chinese constable to the first defendant.
Choi Chui, P.O. 219, stated he arrested the first defendant, who said the second defendant took the bangle from his arm, and did not return it.
The first defendant admitted the charge and a previous conviction, the second defendant was acquitted.
The court ordered the first to receive 10 strokes with the rattan, and the second to be discharged.

THE ALLEGED STABBING CASE.
Fong Joo Ahn was charged with committing a stabbing on the 23rd ult., in the course of which a Chinese man was stabbed with a knife.
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In the promotion of the object which we have taken in hand we respectfully and earnestly solicit the aid and support of the Press, foreign and native, and of their patriotic sympathies. The mission which Sir Charles was the victim of, and which he died for, was a mission of peace and good will. It was a mission which was to be carried out by a group of men who were personally known to him and who were personally known to him. It was a mission which was to be carried out by a group of men who were personally known to him and who were personally known to him.

THE AMERICAN MAIL.

The P. M. steamer *City of Peking*, with the American flag, arrived here yesterday morning. The steamer was loaded with goods, and the cargo was unloaded at the Custom House. The steamer was loaded with goods, and the cargo was unloaded at the Custom House.

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